

COMMITTEE REPORT

MR. PRESIDENT:

The Senate Committee on Corrections, Criminal and Civil Procedures, to which was referred Senate Bill No. 445, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

1 Page 3, between lines 26 and 27, begin a new paragraph and insert:
2 "SECTION 3. IC 5-2-5-15 IS ADDED TO THE INDIANA CODE
3 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
4 1, 2001]: **Sec. 15. (a) Pursuant to 42 U.S.C. 5119a (Public Law**
5 **103-209 (107 Stat. 2491), as amended), a local law enforcement**
6 **agency may use fingerprints submitted for the purpose of**
7 **identification in a request for a nationwide background check for**
8 **the purpose of determining whether an applicant for employment**
9 **as a certificated employee (as defined in IC 20-7.5-1-2) or**
10 **noncertificated employee (as defined in IC 20-7.5-1-2) with a school**
11 **corporation (as defined in IC 20-7.5-1-2) or a nonpublic school (as**
12 **defined in IC 20-10.1-1-3) has been convicted of a crime that bears**
13 **upon the provider's fitness to have responsibility for the safety and**
14 **well-being of children.**
15 **(b) An applicant shall submit the fingerprints on forms provided**
16 **for the employment application. The local law enforcement agency**
17 **shall charge each applicant the fees set by the state police**
18 **department and federal authorities to defray the costs associated**
19 **with a search for and classification of the applicant's fingerprints.**
20 **The local law enforcement agency may forward for processing to**
21 **the Federal Bureau of Investigation or any other agency**

1 **fingerprints submitted by an applicant. The local law enforcement**
2 **agency may receive the results of all fingerprint investigations and**
3 **distribute the results to the applicant or the school corporation**
4 **where the applicant has applied for employment.".**

5 Renumber all SECTIONS consecutively.
 (Reference is to SB 445 as introduced.)

and when so amended that said bill do pass.

Committee Vote: Yeas 9, Nays 0.

Long

Chairperson